

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: HARTLEY et al.  
Docket: GUID.128PA (CPI 03-079)  
Title: RATE REGULARIZATION OF CARDIAC PACING FOR  
DISORDERED BREATHING THERAPY

CERTIFICATE UNDER 37 CFR 1.10

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I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, MAIL STOP PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Name: Kelly S. Waltigney

MAIL STOP PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet containing executed Certificate under 37 CFR 1.10.
- ☒ Patent Application: Pages numbered 1-34, with 1 page Abstract and 36 claims.
- ☒ 12 sheets of drawings, having Figures 1-12.
- ☒ The above-referenced patent application claims benefit under 37 U.S.C. § 119(e) of provisional application serial number 60/504,382 filed on September 18, 2003; said benefit data provided on page 1, paragraph 1 of the application.
- ☒ An unexecuted COMBINED DECLARATION AND POWER OF ATTORNEY, 3 pgs.
- ☒ **Please DEFER PAYMENT OF THE FILING FEE.**
- ☒ 1 Return Postcard

The fees are calculated as follows:

Basic Filing Fee = \$770.00

Fee for total number of claims in excess of 20 =  $\$18 * (36-20) = \$288.00$

Fee for total number of independent claims in excess of 3 =  $\$86 * (3 - 3) = \$0.00$

Total fee due = \$1,058.00

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